

**OCCUPATIONAL SAFETY  
AND HEALTH STANDARDS BOARD**

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Website address [www.dir.ca.gov/oshsb](http://www.dir.ca.gov/oshsb)**MISSION STATEMENT**

*The mission of the Occupational Safety and Health Standards Board is to promote, adopt, and maintain reasonable and enforceable standards that will ensure a safe and healthful workplace for California workers.*

**AGENDA****PUBLIC MEETING AND BUSINESS MEETING  
OF THE OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD**

**September 19, 2019  
State Resources Building  
Auditorium  
1416 9<sup>th</sup> Street  
Sacramento, CA 94596  
10:00 a.m.**

**I. CALL TO ORDER AND INTRODUCTIONS****II. PRESENTATION****A. Division - Elevator Unit**

- Dan Barker, Senior Safety Engineer

**B. Public Comment (on presentation)****III. PUBLIC MEETING (Open for Public Comment)**

- A. This portion of the Public Meeting is open to any interested person to propose new or revised standards to the Board or to make any comment concerning occupational safety and health (Labor Code Section 142.2).

**DISABILITY ACCOMMODATION NOTICE:** Disability accommodation is available upon request. Any person with a disability requiring an accommodation, auxiliary aid or service, or a modification of policies or procedures to ensure effective communication and access to the public hearings/meetings of the Occupational Safety and Health Standards Board should contact the Disability Accommodation Coordinator at (916) 274-5721 or the state-wide Disability Accommodation Coordinator at 1-866-326-1616 (toll free). The state-wide Coordinator can also be reached through the California Relay Service, by dialing 711 or 1-800-735-2929 (TTY) or 1-800-855-3000 (TTY-Spanish).

Accommodations can include modifications of policies or procedures or provision of auxiliary aids or services. Accommodations include, but are not limited to, an Assistive Listening System (ALS), a Computer-Aided Transcription System or Communication Access Realtime Translation (CART), a sign-language interpreter, documents in Braille, large print or on computer disk, and audio cassette recording. Accommodation requests should be made as soon as possible. Requests for an ALS or CART should be made no later than five (5) days before the hearing.

This portion of the meeting is also open to any person who wishes to address the Board on any item on today's Business Meeting Agenda (Government Code Section 11125.7).

Any individual or group planning to make a presentation during the Public Meeting is requested to contact Sarah Money, Executive Assistant, or Christina Shupe, Executive Officer, at (916) 274-5721 in advance of the meeting so that any logistical concerns can be addressed.

## B. ADJOURNMENT OF THE PUBLIC MEETING

## IV. **BUSINESS MEETING – All matters on this Business Meeting agenda are subject to such discussion and action as the Board determines to be appropriate.**

The purpose of the Business Meeting is for the Board to conduct its monthly business.

### A. PROPOSED PETITION DECISION FOR ADOPTION

1. Nathan Heit and Charles Megivern, Ski Patrol Managers  
Mammoth Mountain Ski Area, LLC

[Petition File No. 575](#)

Petitioners request the Board to amend Title 8, General Industry Safety Orders, Section 5357, regarding snow avalanche blasting.

### B. PROPOSED VARIANCE DECISIONS FOR ADOPTION

1. [Consent Calendar](#)

### C. OTHER

1. Legislative Update
2. Executive Officer's Report
3. Future Agenda Items

### D. CLOSED SESSION

Pursuant to Government Code Sections 11125.4(a)(1), the Board shall confer with counsel regarding pending litigation:

1. Western States Petroleum Association (WSPA) v. California Occupational Safety and Health Standards Board (OSHSB), et al. United States District Court (Eastern District of California) Case No. 2:19-CV-01270; and
2. WSPA v. OSHSB, et al., County of Sacramento, CA Superior Court Case No. 34-2019-00260210.

### E. RETURN TO OPEN SESSION

1. Report on any Closed Session action

F. ADJOURNMENT OF THE BUSINESS MEETING

**Next Meeting:** October 17, 2019  
County Administration Building  
Room 358  
1600 Pacific Highway  
San Diego, CA 92101  
10:00 a.m.